

OFFICIAL

RECEIVED
CENTRAL FAX CENTER

ATTORNEY DOCKET NO: 71131

JUN 21 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant : KOCH
Serial No : 10/725,979
Confirm. No : 4934
Filed : December 1, 2003
For : BREATHING EQUIPMENT...
Art Unit : 3743
Examiner : Nihir Patel
Dated : June 21, 2004

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

RESPONSE TO REQUIREMENT UNDER 35 U.S.C. § 121

In response to the Office Action dated April 21, 2004, Applicant hereby elects the species of Figure 3 and the sub-species of Figure 6A. Claims 1-5, 7-9, 13, 14, 17-19, 21-26, 28, 30, 31 and 34 are readable thereon. Claims 1-5, 7-9, 18, 19 and 21-26 are generic to all of the species and sub-species. Claims 13, 14, 28, 30 and 31 are generic to all of the sub-species. Claims 17 and 34 are generic to species 6A, 6B and 6C.

If the Examiner has any comments or suggestions which would further favorable prosecution of this application, the Examiner is invited to contact Applicant's representative by telephone to discuss possible changes.

Favorable action on the merits of this application is respectfully requested.

Respectfully submitted
for Applicant,

By: 

Theobald Dengler
Registration No. 34,575
McGLEW AND TUTTLE, P.C.

TD:jms

Enclosed: Petition for Extension of Time with Request to Charge Deposit Account
71131.9

DATED: June 21, 2004
SCARBOROUGH STATION
SCARBOROUGH, NEW YORK 10510-0827
(914) 941-5600

SHOULD ANY OTHER FEE BE REQUIRED, THE PATENT AND TRADEMARK OFFICE
IS HEREBY REQUESTED TO CHARGE SUCH FEE TO OUR DEPOSIT ACCOUNT 13-
0410.